IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

NOTICE OF MOTION NO.3577 OF 2004

IN

SUIT NO.1676 OF 2003

...

Kumari Mrudula Premji Shah ...Plaintiff

v/s.

Mr.Kersi Jal Balsara & ors. ...Defendants

...

Ms.Mrudula Bhatia i/b V.L. Shah for the Plaintiff.

None for the Defendants.

...

CORAM: D.K.DESHMUKH, J.

DATED: 2ND DECEMBER,2005

P.C.:

This Notice of Motion is taken out by the Plaintiff. The learned Counsel appearing for the Plaintiff states that the original Defendant no.1 has died. Original Defendants Nos. 2 & 3 are the legal heirs of the original Defendant No.1. Therefore to this notice of motion the Plaintiff has joined the original Defendants Nos. 2 & 3 as parties. The learned Counsel for the Plaintiff states that the Defendants have been served. Affidavit of service has been filed. Defendants are not appearing. They have not filed any reply. In the absence of any reply, accepting the averments made in the affidavit filed in support of the notice of motion at their face value, Notice of Motion is granted in terms of prayer clause (a). Motion disposed of.

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